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SA 4960. Mr. GRASSLEY submitted an amendment intended to be proposed by him to the bill S. 1216, to extend the temporary scheduling order for fentanyl-related substances; which was ordered to lie on the table.

SA 4961. Mr. MERKLEY submitted an amendment intended to be proposed by him to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table.

SA 4962. Mr. MERKLEY submitted an amendment intended to be proposed by him to the bill H.R. 3076, *supra*; which was ordered to lie on the table.

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SA 4964. Mrs. CAPITO submitted an amendment intended to be proposed by her to the bill H.R. 3076, *supra*; which was ordered to lie on the table.

SA 4965. Mr. CORNYN submitted an amendment intended to be proposed by him to the bill H.R. 3076, *supra*; which was ordered to lie on the table.

SA 4966. Mr. TOOMEY submitted an amendment intended to be proposed by him to the bill H.R. 3076, *supra*; which was ordered to lie on the table.

SA 4967. Mr. MERKLEY submitted an amendment intended to be proposed by him to the bill H.R. 3076, *supra*; which was ordered to lie on the table.

SA 4968. Mr. SCOTT of Florida submitted an amendment intended to be proposed by him to the bill H.R. 3076, *supra*; which was ordered to lie on the table.

SA 4969. Mr. SCOTT of Florida submitted an amendment intended to be proposed by him to the bill H.R. 3076, *supra*; which was ordered to lie on the table.

## TEXT OF AMENDMENTS

**SA 4956.** Mr. BARRASSO (for himself and Mr. RISCH) submitted an amendment intended to be proposed by him to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

### SEC. \_\_\_\_\_. FERC APPLICATIONS.

(a) IN GENERAL.—The following policy statements issued by the Federal Energy Regulatory Commission shall have no force or effect until the date described in subsection (b):

(1) The updated policy statement entitled “Updated Policy Statement on Certification of New Interstate Natural Gas Facilities” (Docket No. PL18-1-000 (February 18, 2022)).

(2) The interim policy statement entitled “Consideration of Greenhouse Gas Emissions in Natural Gas Infrastructure Project Reviews” (Docket No. PL21-3-000 (February 18, 2022)).

(b) DATE DESCRIBED.—The date referred to in subsection (a) is the later of—

(1) the date on which the Electric Reliability Organization (as defined in section 215(a) of the Federal Power Act (16 U.S.C. 824o(a))) certifies that disruption to pipeline natural gas supplies does not pose material risk to power system reliability in any sea-

son of the year in the territory served by any regional reliability entity, including the Western Electricity Coordinating Council, the Midwest Reliability Organization, the Texas Reliability Entity, and the Northeast Power Coordinating Council; and

(2) the date on which, as determined by the Administrator of the Energy Information Administration, prices for natural gas and wholesale electricity do not exceed, for not fewer than 3 successive calendar quarters, the average of prices for natural gas and wholesale electricity that were in effect for calendar years 2018, 2019, and 2020.

(c) REQUIREMENT TO TIMELY PROCESS FERC APPLICATIONS.—Unless and until the conditions described in paragraphs (1) and (2) of subsection (b) are met, the Federal Energy Regulatory Commission shall timely process applications under section 3(e) and section 7 of the Natural Gas Act (15 U.S.C. 717b(e), 717f) pursuant to the Federal Energy Regulatory Commission 1999 Policy Statement on the Certification of New Interstate Natural Gas Facilities (Docket No. PL99-3-000 (September 15, 1999)).

(d) RIGHT TO SEEK RELIEF.—Any party aggrieved by the failure of the Federal Energy Regulatory Commission to process an application described in subsection (c) in a reasonable time period may seek equitable relief in any Federal court of competent jurisdiction.

**SA 4957.** Mr. BARRASSO submitted an amendment intended to be proposed by him to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

## TITLE —ENERGY SECURITY

### SEC. \_\_\_\_01. SHORT TITLE.

This title may be cited as the “Energy Security Cooperation with Allied Partners in Europe Act of 2021”.

### SEC. \_\_\_\_02. STATEMENT OF POLICY.

It is the policy of the United States—

(1) to reduce the dependency of allies and partners of the United States on Russian energy resources, especially natural gas, in order for those countries to achieve lasting and dependable energy security;

(2) to condemn the Government of the Russian Federation for, and to deter that government from, using its energy resources as a geopolitical weapon to coerce, intimidate, and influence other countries;

(3) to improve energy security in Europe by increasing access to diverse, reliable, and affordable energy;

(4) to promote energy security in Europe by working with the European Union and other allies of the United States to develop liberalized energy markets that provide diversified energy sources, suppliers, and routes;

(5) to continue to strongly oppose the Nord Stream 2 pipeline based on its detrimental effects on the energy security of the European Union and the economy of Ukraine and other countries in Central Europe through which natural gas is transported; and

(6) to support countries that are allies or partners of the United States by expediting the export of energy resources from the United States.

### SEC. \_\_\_\_03. NORTH ATLANTIC TREATY ORGANIZATION.

The President should direct the United States Permanent Representative on the Council of the North Atlantic Treaty Organization (in this title referred to as “NATO”) to use the voice and influence of the United

States to encourage NATO member countries, including the United States, to work together to achieve energy security for those countries and countries in Europe and Eurasia that are partners of NATO.

### SEC. \_\_\_\_04. TRANSATLANTIC ENERGY STRATEGY.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the United States and other NATO member countries should explore ways to ensure that NATO member countries diversify their energy supplies and routes in order to enhance their energy security, including through the development of a transatlantic energy strategy.

(b) TRANSATLANTIC ENERGY STRATEGY.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of State, in coordination with the Administrator of the United States Agency for International Development and the Secretary of Energy, shall submit to the appropriate congressional committees a transatlantic energy strategy, to be presented to NATO—

(A) to enhance the energy security of NATO member countries and countries that are partners of NATO; and

(B) to increase exports of energy from the United States to such countries.

(2) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this subsection, the term “appropriate congressional committees” means—

(A) the Committee on Foreign Relations and the Committee on Energy and Natural Resources of the Senate; and

(B) the Committee on Foreign Affairs and the Committee on Energy and Commerce of the House of Representatives.

### SEC. \_\_\_\_05. EXPEDITED APPROVAL OF EXPORTATION OF NATURAL GAS TO UNITED STATES ALLIES.

(a) IN GENERAL.—Section 3(c) of the Natural Gas Act (15 U.S.C. 717b(c)) is amended—

(1) by inserting “(1)” before “For purposes”;

(2) by striking “nation with which there is in effect a free trade agreement requiring national treatment for trade in natural gas” and inserting “foreign country described in paragraph (2)”; and

(3) by adding at the end the following:

“(2) A foreign country described in this paragraph is—

“(A) a nation with which there is in effect a free trade agreement requiring national treatment for trade in natural gas;

“(B) a member country of the North Atlantic Treaty Organization;

“(C) subject to paragraph (3), Japan; and

“(D) any other foreign country if the Secretary of State, in consultation with the Secretary of Defense, determines that exportation of natural gas to that foreign country would promote the national security interests of the United States.

“(3) The exportation of natural gas to Japan shall be deemed to be consistent with the public interest pursuant to paragraph (1), and applications for such exportation shall be granted without modification or delay under that paragraph, during only such period as the Treaty of Mutual Cooperation and Security, signed at Washington January 19, 1960, and entered into force June 23, 1960 (11 UST 1632; TIAS 4509), between the United States and Japan, remains in effect.”.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to applications for the authorization to export natural gas under section 3 of the Natural Gas Act (15 U.S.C. 717b) that are pending on, or filed on or after, the date of the enactment of this Act.

**SA 4958.** Ms. ERNST submitted an amendment intended to be proposed by

her to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the end of section 101, add the following:

(e) **STUDYING IMPACT ON MEDICARE PART B PREMIUMS AND PREVENTING ANY SIGNIFICANT INCREASE IN MEDICARE PART B PREMIUMS.**—

(1) **STUDY AND REPORTS.**—

(A) **STUDY.**—The Chief Actuary of the Centers for Medicare & Medicaid Services Office of the Actuary (referred to in this subsection as the “Chief Actuary”) shall study the potential impact of the implementation of the provisions of, and amendments made by, this section (other than this subsection) on monthly premiums under part B of title XVIII of the Social Security Act (42 U.S.C. 1395j et seq.).

(B) **PRE-IMPLEMENTATION REPORT.**—Not later than January 1, 2025, the Chief Actuary shall submit to Congress a report containing the results of the study conducted under subparagraph (A).

(C) **ONGOING REPORTS ON PREMIUM IMPACT.**—Not later than the date on which the Chief Actuary determines the monthly actuarial rate for enrollees age 65 and over in each of 2037 through 2042 for the succeeding calendar year according to section 1839(a)(1) of the Social Security Act (42 U.S.C. 1395r(a)(1)), the Chief Actuary shall submit to Congress a report on the amount of any projected increase in monthly premiums under such part B for such succeeding calendar year as a result of the implementation of the provisions of, and amendments made by, this section (other than this subsection).

(2) **PREVENTING ANY SIGNIFICANT INCREASE IN PART B PREMIUMS.**—Section 1839(a) of the Social Security Act (42 U.S.C. 1395r(a)) is amended—

(A) in the second sentence of paragraph (1), by striking “and (7)” and inserting “(7), and (8)”; and

(B) by adding at the end the following:

“(8)(A) For each applicable year (as defined in subparagraph (C)), the Secretary shall reduce the amount of the monthly premium otherwise established under paragraph (3) for applicable enrollees by the amount the Secretary determines necessary to ensure that any increase in monthly premiums under this part for such enrollees as a result of the implementation of the provisions of, and amendments made by, section 101 of the Postal Service Reform Act of 2022 (other than subsection (e) of such section) is less than the applicable amount for such year.

“(B) In this paragraph, the term ‘applicable amount’ means, with respect to an applicable year, \$15, increased by the percentage increase in the consumer price index for all urban consumers (U.S. city average) for the period beginning with July 2022 and ending with July of the year preceding the year involved. Any amount determined under the preceding sentence which is not a multiple of \$1 shall be rounded to the nearest multiple of \$1 (or, if it is a multiple of 50 cents but not a multiple of \$1, to the next higher multiple of \$1).

“(C) In this paragraph, the term ‘applicable year’ means any year (beginning with 2038 and ending with 2043) with respect to which the projected increase in monthly premiums under this part for the year (as reported under section 101(e)(1)(C) of the Postal Service Reform Act of 2022) as a result of the implementation of the provisions of, and amendments made by, section 101 of such Act (other than subsection (e) of such section) would result in monthly premiums under this part increasing by the applicable amount for such year or more.

“(D) In this paragraph, the term ‘applicable enrollee’ means, with respect to an applicable year, an individual who is not subject to a reduction in a premium subsidy pursuant to subsection (i) for months in such year.”.

**SA 4959.** Ms. ERNST submitted an amendment intended to be proposed by her to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, add the following:

**SEC. 210. REPORT ON SAVINGS BY POLITICAL COMMITTEES DUE TO NONPROFIT MAILING DISCOUNTS.**

(a) **IN GENERAL.**—Section 3626(e) of title 39, United States Code, is amended by adding at the end the following:

“(3) Not later than 30 days after the last day of each fiscal year, the Postal Service shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Oversight and Reform of the House of Representatives a report that details the amount that each of the following political committees saved during the fiscal year by paying the discounted rates for qualified nonprofit organizations under paragraph (1):

“(A) The Democratic Congressional Campaign Committee.

“(B) The Democratic Senatorial Campaign Committee.

“(C) The National Republican Congressional Committee.

“(D) The National Republican Senatorial Committee.”.

(b) **TECHNICAL AND CONFORMING AMENDMENTS.**—Section 3626(e)(2)(A) of title 39, United States Code, is amended—

(1) by striking “Republican and” and inserting “National Republican Senatorial Committee, the”; and

(2) by striking “Committees” and inserting “Committee”; and

(3) by striking “National Congressional” and inserting “Congressional Campaign”.

**SA 4960.** Mr. GRASSLEY submitted an amendment intended to be proposed by him to the bill S. 1216, to extend the temporary scheduling order for fentanyl-related substances; which was ordered to lie on the table; as follows:

In section 2, strike “by striking ‘May 6, 2021’ and inserting ‘July 6, 2022’” and insert the following: “by striking ‘March 11, 2022’ and inserting ‘May 11, 2023’”.

**SA 4961.** Mr. MERKLEY submitted an amendment intended to be proposed by him to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, add the following:

**SEC. 210. REPORT ON ELECTRIC VEHICLES.**

Not later than 45 days after the date of enactment of this Act, the Postal Service shall submit to Congress a report analyzing—

(1) costs to the Postal Service of acquiring and operating electric vehicles versus internal combustion vehicles over the next 20 years, including assumptions about the price of electricity and gasoline; and

(2) any barrier to transitioning to a fleet of electric vehicles that exists for the Postal Service but does not exist, or does not exist to the same degree, for the competitors of the Postal Service that are currently purchasing electric vehicles.

**SA 4962.** Mr. MERKLEY submitted an amendment intended to be proposed by him to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, add the following:

**SEC. 210. PURCHASE OF NEXT GENERATION DELIVERY VEHICLES.**

In carrying out the Next Generation Delivery Vehicle contract awarded to Oshkosh Defense on February 23, 2021, the Postal Service may purchase not more than—

(1) 200 internal combustion engine vehicles during fiscal year 2022;

(2) 1,000 internal combustion engine vehicles during fiscal year 2023; and

(3) 1,000 internal combustion engine vehicles during fiscal year 2024.

**SA 4963.** Mr. MERKLEY submitted an amendment intended to be proposed by him to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. . . . RURAL POST OFFICES.**

(a) **IN GENERAL.**—Section 404(d) of title 39, United States Code, is amended—

(1) in paragraph (1), by striking “post office,” and inserting the following: “post office and, with respect to a determination to close a post office in a rural area, as defined by the Census Bureau, including such a post office that has been damaged or completely destroyed by fire, prior to making the determinations required by paragraph (4).”; and

(2) in paragraph (3), by striking “subsection,” and inserting “subsection and, with respect to a determination to close a post office located in a rural area, as defined by the Census Bureau, including such a post office that has been damaged or completely destroyed by fire, a summary of the determinations required under paragraph (4).”; and

(3) by redesignating paragraphs (4), (5), and (6) as paragraph (5), (6), and (7), respectively;

(4) by inserting after paragraph (3) the following:

“(4) The Postal Service may not make a determination under subsection (a)(3) to close a post office located in a rural area, as defined by the Census Bureau, including such a post office that has been damaged or completely destroyed by fire, unless the Postal Service—

“(A)(i) determines that postal customers served by the post office would continue after the closing to receive substantially similar access to essential items, such as prescription medications and time-sensitive communications, that are sent through the mail; or

“(ii) takes action to substantially ameliorate any projected reduction in access to essential items described in clause (i); and

“(B) determines that—

“(i) businesses located in the community served by the post office would not suffer substantial financial loss as a result of the closing;

“(ii) any economic loss to the community served by the post office as a result of the closing does not exceed the cost to the Postal Service of not closing the post office;

“(iii) the area served by the post office has adequate access to wired broadband internet service, as identified on the National Broadband Map of the National Telecommunications and Information Administration; and

“(iv) there is a road connecting the community to another post office that is not more than 10 miles from the post office proposed to be closed (as measured on roads with year-round access).”; and

(5) in paragraph (7), as so redesignated, by striking “(5)” and inserting “(6)”.

(b) **MORATORIUM ON CLOSING RURAL POST OFFICES.**—

(1) **IN GENERAL.**—Notwithstanding section 404(d) of title 39, United States Code, during the 1-year period beginning on the date of enactment of this Act, the Postal Service may not close a post office located in a rural area, as defined by the Census Bureau, including such a post office that has been damaged or completely destroyed by fire, except as required for the immediate protection of health and safety, or unless there is no significant community opposition to such closure.

(2) **RULE OF CONSTRUCTION.**—Nothing in paragraph (1) shall be construed to limit the authority of the Postal Service to implement cost-saving measures with respect to the post offices described in that paragraph.

**SA 4964.** Mrs. CAPITO submitted an amendment intended to be proposed by her to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

**TITLE IV—REFORMS TO PROMOTE MORE AFFORDABLE ENERGY**

**SEC. 401. LIMITING NEW RED TAPE AND COSTS FOR GASOLINE AND OTHER FUELS.**

(a) **PROHIBITION OF NEW METHANE REGULATIONS ON EXISTING OIL AND GAS SOURCES.**—The Administrator of the Environmental Protection Agency (referred to in this section as the “Administrator”) shall not finalize any regulation relating to methane emissions for existing oil and gas sources under section 111(d) of the Clean Air Act (42 U.S.C. 7411(d)).

(b) **WAIVER OF LOW VOLATILITY GASOLINE REQUIREMENTS.**—In accordance with section 211(c)(4)(C)(ii) of the Clean Air Act (42 U.S.C. 7545(c)(4)(C)(ii)), the Administrator shall temporarily waive low volatility gasoline requirements for any gasoline sold in the United States on or after the date of enactment of this Act until the average price of gasoline sold in the United States decreases to the average price of gasoline sold on January 1, 2021, as determined using data from the Energy Information Administration.

(c) **PREEMPTION OF STATE LOW-CARBON FUEL STANDARDS.**—Any low-carbon fuel standard implemented by any State, including any State-based program that regulates transportation fuels on carbon intensity for the purpose of reducing greenhouse gas emissions, is preempted by the Renewable Fuel Program under section 211(o) of the Clean Air Act (42 U.S.C. 7545(o)) for the purpose of better aligning the gasoline supply in the United States.

(d) **POINT OF ORDER AGAINST LEGISLATION THAT INCREASES GASOLINE OR NATURAL GAS PRICES BY IMPOSING CHARGE, FEE, OR TAX ON METHANE EMISSIONS FROM THE OIL AND GAS SECTOR.**—

(1) **POINT OF ORDER.**—It shall not be in order in the Senate to consider any bill, joint resolution, motion, amendment, amendment between the Houses, or conference report that increases the price of gasoline or natural gas in the United States through the imposition of a charge, fee, or tax on methane emissions from the oil and gas sector.

(2) **WAIVER AND APPEAL.**—Paragraph (1) may be waived or suspended in the Senate

only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under paragraph (1).

(e) **PROHIBITION ON USE OF SOCIAL COST OF GREENHOUSE GAS ESTIMATES RAISING GASOLINE PRICES.**—

(1) **IN GENERAL.**—In promulgating regulations, issuing guidance, or taking any agency action (as defined in section 551 of title 5, United States Code) relating to the social cost of greenhouse gases, no Federal agency shall adopt or otherwise use any estimates for the social cost of greenhouse gases that may raise gasoline prices, as determined through a review by the Energy Information Administration.

(2) **INCLUSION.**—The estimates referred to in paragraph (1) include the interim estimates in the document of the Interagency Working Group on the Social Cost of Greenhouse Gases entitled “Technical Support Document: Social Cost of Carbon, Methane, and Nitrous Oxide Interim Estimates under Executive Order 13990” and dated February 2021.

**SEC. 402. EXPEDITING PERMITTING AND REVIEW PROCESSES.**

(a) **DEFINITIONS.**—In this section:

(1) **AUTHORIZATION.**—The term “authorization” means any license, permit, approval, finding, determination, or other administrative decision issued by a Federal department or agency that is required or authorized under Federal law in order to site, construct, reconstruct, or commence operations of an energy project, including any authorization described in section 41001(3) of the FAST Act (42 U.S.C. 4370m(3)).

(2) **ENERGY PROJECT.**—The term “energy project” means any project involving the exploration, development, production, transportation, combustion, transmission, or distribution of an energy resource or electricity for which—

(A) an authorization is required under a Federal law other than the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.); and

(B)(i) the head of the lead agency has determined that an environmental impact statement is required; or

(ii) the head of the lead agency has determined that an environmental assessment is required, and the project sponsor requests that the project be treated as an energy project.

(3) **ENVIRONMENTAL IMPACT STATEMENT.**—The term “environmental impact statement” means the detailed statement of environmental impacts required to be prepared under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

(4) **ENVIRONMENTAL REVIEW AND AUTHORIZATION PROCESS.**—The term “environmental review and authorization process” means—

(A) the process for preparing for an energy project an environmental impact statement, environmental assessment, categorical exclusion, or other document prepared under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.); and

(B) the completion of any authorization decision required for an energy project under any Federal law other than the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

(5) **LEAD AGENCY.**—The term “lead agency” means—

(A) the Department of Energy;

(B) the Department of the Interior;

(C) the Department of Agriculture;

(D) the Federal Energy Regulatory Commission;

(E) the Nuclear Regulatory Commission; or

(F) any other appropriate Federal agency, as applicable, that may be responsible for navigating the energy project through the environmental review and authorization process.

(6) **PROJECT SPONSOR.**—The term “project sponsor” means an agency or other entity, including any private or public-private entity, that seeks approval from a lead agency for an energy project.

(b) **TIMELY AUTHORIZATIONS FOR ENERGY PROJECTS.**—

(1) **IN GENERAL.**—

(A) **DEADLINE.**—Except as provided in subparagraph (C), all authorization decisions necessary for the construction of an energy project shall be completed by not later than 90 days after the date of the issuance of a record of decision for the energy project by the lead agency.

(B) **DETAIL.**—The final environmental impact statement for an energy project shall include an adequate level of detail to inform decisions necessary for the role of any Federal agency involved in the environmental review and authorization process for the energy project.

(C) **EXTENSION OF DEADLINE.**—The head of a lead agency may extend the deadline under subparagraph (A) if—

(i) Federal law prohibits the lead agency or another agency from issuing an approval or permit within the period described in that subparagraph;

(ii) the project sponsor requests that the permit or approval follow a different timeline; or

(iii) an extension would facilitate completion of the environmental review and authorization process of the energy project.

(2) **ENERGY PROJECT SCHEDULE.**—To the maximum extent practicable and consistent with applicable Federal law, for an energy project, the lead agency shall develop, in concurrence with the project sponsor, a schedule for the energy project that is consistent with a time period of not more than 2 years for the completion of the environmental review and authorization process for an energy project, as measured from, as applicable—

(A) the date of publication of a notice of intent to prepare an environmental impact statement to the record of decision; or

(B) the date on which the head of the lead agency determines that an environmental assessment is required to a finding of no significant impact.

(3) **LENGTH OF ENVIRONMENTAL IMPACT STATEMENT.**—

(A) **IN GENERAL.**—Notwithstanding any other provision of law and except as provided in subparagraph (B), to the maximum extent practicable, the text of the items described in paragraphs (4) through (6) of section 1502.10(a) of title 40, Code of Federal Regulations (or successor regulations), of an environmental impact statement for an energy project shall be 200 pages or fewer.

(B) **EXEMPTION.**—The text referred to in subparagraph (A) of an environmental impact statement for an energy project may exceed 200 pages if the lead agency establishes a new page limit for the environmental impact statement for that energy project.

(c) **DEADLINE FOR FILING ENERGY-RELATED CAUSES OF ACTION.**—

(1) **DEFINITIONS.**—In this subsection:

(A) **AGENCY ACTION.**—The term “agency action” has the meaning given the term in section 551 of title 5, United States Code.

(B) **ENERGY-RELATED CAUSE OF ACTION.**—The term “energy-related cause of action” means a cause of action that—

(i) is filed on or after the date of enactment of this Act; and

(ii) seeks judicial review of a final agency action to issue a permit, license, or other

form of agency permission for an energy project.

(2) DEADLINE FOR FILING.—

(A) IN GENERAL.—Notwithstanding any other provision of Federal law, an energy-related cause of action shall be filed by—

(i) not later than 60 days after the date of publication of the applicable final agency action; or

(ii) if another Federal law provides for an earlier deadline than the deadline described in clause (i), the earlier deadline.

(B) PROHIBITION.—An energy-related cause of action that is not filed within the applicable time period described in subparagraph (A) shall be barred.

(d) APPLICATION OF CATEGORICAL EXCLUSIONS FOR ENERGY PROJECTS.—In carrying out requirements under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) for an energy project, a Federal agency may use categorical exclusions designated under that Act in the implementing regulations of any other agency, subject to the conditions that—

(1) the agency makes a determination, in consultation with the lead agency, that the categorical exclusion applies to the energy project;

(2) the energy project satisfies the conditions for a categorical exclusion under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.); and

(3) the use of the categorical exclusion does not otherwise conflict with the implementing regulations of the agency, except any list of the agency that designates categorical exclusions.

#### SEC. 403. PROVIDING REGULATORY CERTAINTY.

(a) WATERS OF THE UNITED STATES.—The definitions of the term “waters of the United States” and the other terms defined in section 328.3 of title 33, Code of Federal Regulations (as in effect on January 1, 2021), are enacted into law.

(b) CODIFICATION OF SECTION 401 CERTIFICATION RULE.—The final rule of the Environmental Protection Agency entitled “Clean Water Act Section 401 Certification Rule” (85 Fed. Reg. 42210 (July 13, 2020)) is enacted into law.

(c) CODIFICATION OF NATIONWIDE PERMITS.—The Nationwide Permits issued, reissued, or modified, as applicable, in the following final rules of the Corps of Engineers are enacted into law:

(1) The final rule of the Corps of Engineers entitled “Reissuance and Modification of Nationwide Permits” (86 Fed. Reg. 2744 (January 13, 2021)).

(2) The final rule of the Corps of Engineers entitled “Reissuance and Modification of Nationwide Permits” (86 Fed. Reg. 73522 (December 27, 2021)).

**SA 4965.** Mr. CORNYN submitted an amendment intended to be proposed by him to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

#### SEC. \_\_\_\_ INELIGIBILITY OF SHIPMENTS FROM CERTAIN COUNTRIES TO BE EXEMPTED FROM THE ADVANCE ELECTRONIC INFORMATION REQUIREMENT.

Section 343(a)(3)(K)(vi)(II) of the Trade Act of 2002 (19 U.S.C. 1415(a)(3)(K)(vi)(II)) is amended, in the matter preceding item (aa), by inserting “, except for a covered nation (as defined in section 4871(d)(2) of title 10, United States Code),” after “exclude a country”.

**SA 4966.** Mr. TOOMEY submitted an amendment intended to be proposed by him to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

#### SEC. \_\_\_\_ RULE OF CONSTRUCTION.

Nothing in this Act, or an amendment made by this Act, may be construed to permit the United States Postal Service to offer, directly or indirectly, financial services, including by entering into an agreement with a third party to provide financial services.

**SA 4967.** Mr. MERKLEY submitted an amendment intended to be proposed by him to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, add the following:

#### SEC. 210. NEXT GENERATION DELIVERY VEHICLE CONTRACT.

Not later than 30 days after the date of enactment of this Act, the Postal Service shall make available to Congress an unredacted version of the Next Generation Delivery Vehicle contract awarded to Oshkosh Defense on February 23, 2021 (contract award number 3DVPRT-21-B-0002).

**SA 4968.** Mr. SCOTT of Florida submitted an amendment intended to be proposed by him to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, add the following:

#### SEC. 210. REPAYMENT OF ORIGINAL CARES ACT LOAN REQUIRED.

Section 6001 of the CARES Act (39 U.S.C. 101 note; Public Law 116-136) is amended—

(1) in the section heading, by striking “FUNDING” and inserting “BORROWING AUTHORITY”; and

(2) by striking subsection (c) and inserting the following:

“(c) LOAN REPAYMENT.—

“(1) IN GENERAL.—Notwithstanding the amendments to this section made by section 801 of division N of the Continuing Appropriations Act, 2021 (Public Law 116-260; 134 Stat. 2119), the Postal Service shall repay any amounts received from the Secretary of the Treasury under subsection (b).

“(2) TERMS AND CONDITIONS.—The agreement in principle between the Secretary of the Treasury and the Postal Service that was approved by the Board of Governors of the Postal Service on July 28, 2020, and any subsequent agreement entered into between the Secretary of the Treasury and the Postal Service to implement the agreement in principle, shall apply to the repayment of amounts under paragraph (1).”.

**SA 4969.** Mr. SCOTT of Florida submitted an amendment intended to be proposed by him to the bill H.R. 3076, to provide stability to and enhance the services of the United States Postal Service, and for other purposes; which was ordered to lie on the table; as follows:

On page 55, strike lines 15 through 18 and insert the following:

#### SEC. 202. PROHIBITION ON USE OF APPROPRIATED FUNDS TO SUBSIDIZE COMPETITIVE PRODUCTS.

Section 3633 of title 39, United States Code, is amended by adding at the end the following:

“(c) PROHIBITION ON USE OF APPROPRIATED FUNDS TO SUBSIDIZE COMPETITIVE PRODUCTS.—

“(1) IN GENERAL.—In addition to the prohibitions under subsection (a), the Postal Service may not use amounts that are appropriated for other purposes to subsidize competitive products or institutional costs that support competitive products.

“(2) RULE OF CONSTRUCTION.—Nothing in paragraph (1) shall be construed to affect the authorization of appropriations under section 2401(c) to reimburse the Postal Service for revenue forgone under sections 3217 and 3403 through 3406.”.

#### SEC. 203. INTEGRATED DELIVERY NETWORK.

(a) IN GENERAL.—Section 101(b) of title 39, United States Code, is amended by inserting before “The Postal Service” the following: “The Postal Service may maintain

#### AUTHORITY FOR COMMITTEES TO MEET

Mr. WHITEHOUSE. Mr. President, I have 7 requests for committees to meet during today's session of the Senate. They have the approval of the Majority and Minority Leaders.

Pursuant to rule XXVI, paragraph 5(a), of the Standing Rules of the Senate, the following committees are authorized to meet during today's session of the Senate:

#### COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry is authorized to meet during the session of the Senate on Wednesday, March 2, 2022, at 10 a.m., to conduct a hearing on nominations.

#### COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works is authorized to meet during the session of the Senate on Wednesday, March 2, 2022, at 10 a.m., to conduct a hearing.

#### COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary is authorized to meet during the session of the Senate on Wednesday, March 2, 2022, at 10 a.m., to conduct a hearing on nominations.

#### COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs is authorized to meet during the session of the Senate on Wednesday, March 2, 2022, at 2 p.m., to conduct a joint hearing.

#### SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence is authorized to meet during the session of the Senate on Wednesday, March 2, 2022, at 3:30 p.m., to conduct a closed briefing.

#### SUBCOMMITTEE ON GOVERNMENT OPERATIONS AND BORDER MANAGEMENT

The Subcommittee on Government Operations and Border Management of the Committee on Homeland Security and Governmental Affairs is authorized to meet during the session of the Senate on Wednesday, March 2, 2022, at 2:30 p.m., to conduct a hearing.